HIGH COURT OF CHHATTISGARH AT BILASPUR

Second Appeal No.84/2003

Single Bench: Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Appellant Defendant	Deveshwar Singh S/o Late Satyanarayan Singh, age 50 years, occupation-Advocate, r/o Sadar Road, Ambikapur, Distinct Surguja (CG)
	Versus
Respondent Plaintiff	Pawan Kumar Agrawal, s/o Bhola Prasad Agrawal, age 24 years, occupation-Business, r/o Town Ambikapur, Distt. Surguja (CG)

Second appeal under Section 100 of the Code of Civil Procedure

Present:-

Shri Upendra Bharat, counsel for the appellant.
Shri D.P. Agrawal, counsel for the respondent

ORAL ORDER
(Passed on 30th August, 2007)

Learned counsel for both the parties submitted that they have arrived at an amicable settlement under which the appellant/defendant and the respondent/plaintiff will make a joint application within 7 days from today before the executing Court for demarcation of the Nazul plot No.2827/3 area 0.04 acres situated in Ambikapur, District Surguja (CG) by the Collector/Nazul Officer, Ambikapur as per the provisions of the Chhattisgarh Land Revenue Code, 1959 and upon such demarcation being made, the appellant/defendant will have no objection to the execution of the judgment and decree passed in relation to plot No.2827/3 area 0.04 acres in favour of the respondent/plaintiff. It was prayed that in view of the amicable settlement arrived at between the parties, a direction be issued to the executing Court

(2) Learned counsel for the appellant submitted that in view of the settlement, he does not press this appeal.

(4) In view of the submission made by the learned counsel for the parties, it is directed that the appellant/defendant and the respondent/plaintiff shall, within 7 days from today, make a joint application before the executing Court for getting the land in dispute bearing plot No.2827/3 area 0.04 acres situated in Ambikapur, Distt. Surguja (CG), demarcated as per provisions of CG Land Revenue Code, 1959 by the Collector/Nazul Officer, Ambikapur. After such demarcation being made, the executing Court shall deliver vacant possession of Plot No.2827/3 area 0.04 acres situated in Ambikapur, Distt. Surguja (CG) to the respondent/plaintiff forthwith. The executing Court is directed to comply with the said direction within a period of 2 months from today.

(5) In view of the above, the appeal is dismissed as not pressed.

C.C. as per rules.

Sd/-
Dilip Raosaheb Deshmukh
Judge